

DAMON R. TALLEY, P.S.C.

112 N. LINCOLN BLVD.
P.O. BOX 150
HODGENVILLE, KENTUCKY 42748

TEL. (270) 358-3187
FAX (270) 358-9560

DAMON R. TALLEY

February 13, 2004

RECEIVED

FEB 18 2004

**PUBLIC SERVICE
COMMISSION**

ATTORNEY AT LAW

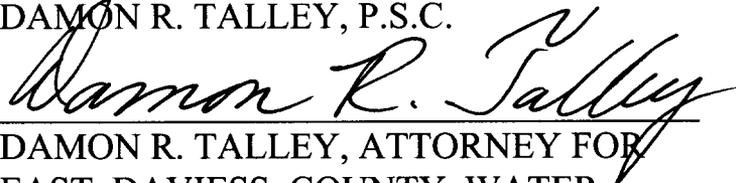
Mr. Thomas M. Dorman
Executive Director
Public Service Commission
P.O. Box 615
Frankfort, KY 40602

RE: Case No. 2004-00027
City of Hawesville Complaint
East Daviess County Water Association, Inc.

Dear Mr. Dorman:

Enclosed for filing are the original and ten (10) copies of the Answer of East Daviess County Water Association, Inc.

Yours truly,
DAMON R. TALLEY, P.S.C.


DAMON R. TALLEY, ATTORNEY FOR
EAST DAVIESS COUNTY WATER
ASSOCIATION, INC.

DRT:ln

Enclosures

cc: East Daviess County Water Association, Inc.
Charles C. Mattingly, III

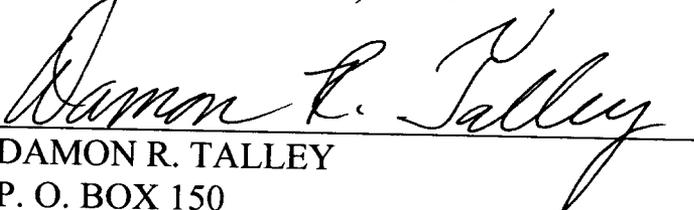
2. On or about July 18, 2002, Mr. Brickey applied for water service from East Daviess and paid the required meter connection ("tap") fee. A few days later, East Daviess set a meter for Mr. Brickey. The meter was set at the end of East Daviess' existing water line (the water line was constructed in 1987). No line extension was made by East Daviess. Mr. Brickey installed a long service line (over 1,000 feet) from the meter to his residence.

3. East Daviess believed then, and still believes today, that it would have violated PSC regulations and state law if it had refused service to Mr. Brickey. If Mr. Brickey had filed a complaint with the PSC, the PSC would have ordered East Daviess to provide service to Mr. Brickey.

For the foregoing reasons, East Daviess respectfully requests the Public Service Commission to dismiss the Complaint filed by the City.

Respectfully Submitted,

DAMON R. TALLEY, P.S.C.


DAMON R. TALLEY

P. O. BOX 150

HODGENVILLE KY 42748

(270) 358-3187 FAX (270) 358-9560

ATTORNEY FOR EAST DAVIESS

COUNTY WATER ASSOCIATION, INC.

CERTIFICATE OF SERVICE

This is to certify that I have mailed a true copy of the foregoing Answer this ^{16th} day of February, 2004, to the following:

Hon. Charles C. Mattingly, III
723 South Main Street
P. O. Box 72
Hardinsburg, KY 40143

Thomas E. Payne, Manager
East Daviess County Water Association, Inc.
9210 Highway 144
Philpot KY 42366


DAMON R. TALLEY